



PATENT  
Attorney Docket No. 124.0005-10000  
Customer No. 22882  
U.S. Express Mail Label No. ED904476673US (1 of 2)  
U.S. Express Mail Label No. ED904476700US (2 of 2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Confirmation No.: 2589
Hark C. Chan	)	
Serial No.: 10/073,124	)	Group Art Unit: 2683
Filed: February 9, 2002	)	Examiner: William Cumming
For: INFORMATION DISTRIBUTION	)	
AND PROCESSING SYSTEM	)	

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Action or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), the fee of \$180.00 as specified by Section 1.17(p) is to be charged to Deposit Account No. 50-1068.

Copies of the following listed non-U.S. patent documents were previously provided:

1. Liu Cricket et al.; "Managing Internet Information Services"; O'Reilly & Associates, Inc; pp. 279-298; December 1994.
2. Raggett, David; HTML+ (Hypertext Markup Language); pp. 1-31; WWW Discussion Group Request for Comments; July 12, 1993.
3. Hayes, John P.; "Computer Architecture and Organization"; pp. 398-421; January 1988.

Copies of the remaining listed non-U.S. patent documents are attached.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-1068.

Respectfully submitted,

MARTIN & FERRARO, LLP

Date: July 11, 2006

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07-12-06

PATENT

Attorney Docket No. 124.0005-10000

Customer No. 22882

1fw  
Box CD  
Rom



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Hark C. Chan

Serial No.: 10/073,124

Filed: February 9, 2002

For: INFORMATION DISTRIBUTION

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Confirmation No.: 2589

Group Art Unit: 2683

Examiner: William Cumming

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**CERTIFICATE OF MAILING VIA U.S. EXPRESS MAIL**

Express Mail Label No. ED904476673US (1 of 2)

And

Express Mail Label No. ED904476700US (2 of 2)

Date of Deposit: July 11, 2006


I hereby certify that:

1. Information Disclosure Statement Under 37 C.F.R. § 1.97(c) (\$180 IDS fee is to be charged to Deposit Account No. 50-1068)
2. Form PTO-1449
3. Copies of listed non-U.S. patent documents
4. Self-addressed return postcard receipt

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 C.F.R. § 1.10 on the date indicated above and are addressed to:

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Date: July 11, 2006

  
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Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

The present application is a continuation of Application No. 09/812,003, filed March 19, 2001 (now U.S. Patent No. 6,349,409); which is a continuation of Application No. 09/434,413, filed November 4, 1999 (now U.S. Patent No. 6,317,785); which is a continuation of Application No. 08/939,368, filed September 29, 1997 (now U.S. Patent No. 6,021,307); which is a continuation-in-part of Application No. 08/644,838, filed May 10, 1996 (now abandoned); which is a continuation-in-part of Application No. 08/279,424, filed July 25, 1994 (now abandoned); and a continuation-in-part of Application No. 08/255,649, filed June 8, 1994 (now abandoned); which is a continuation-in-part of Application No. 08/224,280, filed April 7, 1994 (now abandoned).

Applicant brings to the Examiner's attention that U.S. Patent No. 6,314,574 (a continuation-in-part of the '307 patent) was the subject of litigation in the United States District Court for the Northern District of California, San Francisco Division, Case No. C 02-2878 (VRW), hereinafter referred to as Litigation 1 ("Lit. 1").

U.S. Patent No. 6,339,693 (a continuation of the '307 patent); U.S. Patent No. 6,188,869 (a continuation-in-part of the '307 patent); and U.S. Patent No. 6,343,380 (a continuation of the '869 patent) were the subject of litigation in the United States District Court for the Western District of Texas, San Antonio Division, Case No. SA-03-CA-0087-WRF, hereinafter referred to as Litigation 2 ("Lit. 2").

The '574 patent (referred to above in association with Lit. 1) was also the subject of litigation in the United States District Court for the Northern District of Texas, Fort Worth Division, Case No. 4-02CV1022-A; later transferred to the United States District Court for the Northern District of California, San Francisco Division, Case No. 4-02CV 1022-A (VRW), hereinafter referred to as Litigation 3 ("Lit. 3").

In Litigations 1-3, the defendants asserted that various references were pertinent to the issue of validity of the '574 patent, the '693 patent, the '869 patent, and the '380 patent under 35 U.S.C. §§ 102 and 103. Applicant notes for the Examiner on the attached Form PTO-1449 in the column for the Examiner's initials the references identified by defendants in Litigation 1 as being allegedly pertinent to the '574 patent by

the designation "Lit. 1." References identified by the defendants in Litigation 2 as being allegedly pertinent to the '693 patent, the '869 patent, and the '380 patent are identified by the designation "Lit. 2." References identified by the defendants in Litigation 3 as being allegedly pertinent to the '574 patent are identified by the designation "Lit. 3."

The defendants in Litigation 3 also raised a general allegation of inequitable conduct in relation to the procurement of the '574 patent.

Litigations 1-3 are no longer pending. Litigations 1-3 were settled with the defendants in each litigation retracting their assertions of invalidity and, in the case involving Lit. 3, inequitable conduct. Discovery documents relating to the aforementioned litigations are available upon request.

The '574 patent (referred to above in association with Lits. 1 and 3) was also the subject of a Reexamination proceeding filed February 17, 2004. Applicant notes for the Examiner on the attached Form PTO-1449 in the column for the Examiner's initials the references identified by the Requester in the Reexamination proceeding as being allegedly pertinent to the '574 patent by the designation "Reexam." The Examiner in the Reexamination proceeding found all claims of the '574 patent to be allowable over the art cited by the Requester in a Notice of Intent to Issue *Ex Parte* Reexamination Certificate mailed December 12, 2005. Documents relating to the Reexamination proceeding are available upon request.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.



OMB 0651-0031

U.S. Express Mail Label No. ED904476673US (1 of 2)

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Substitute for FORM PTO-1449	Attorney Docket Number 124.0005-10000	Customer No. 22882	
<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>	Applicant Hark C. Chan	Application Number 10/073,124	
(Use several sheets if necessary) Sheet <u>1</u> of <u>9</u>	Filing Date February 9, 2002	Group Art Unit 2683	Examiner W. Cumming

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,528,643	7/1985	Freeny, Jr.			
	4,823,388	4/1989	Mizutani et al.			
Lit. 1,3	4,835,683	5/1989	Phillips			
	4,860,352	8/1989	Laurance et al.			
Lit. 1	4,873,662	10/1989	Sargent			
Lit. 1	4,899,292	2/1990	Montagna et al.			
Lit. 1,3	4,965,825	10/1990	Harvey et al.			
	4,987,595	1/1991	Marino, Jr. et al.			
	5,029,206	7/1991	Marino, Jr. et al.			
	5,081,678	1/1992	Kaufman et al.			
	5,099,516	3/1992	Durkin et al.			
	5,103,476	5/1992	Waite et al.			
Lit. 1,3	5,128,981	7/1992	Tsukamoto et al.			
Lit. 1	5,155,847	10/1992	Kirouac et al.			
Lit. 1,3	5,157,783	10/1992	Anderson et al.			
	5,214,697	5/1993	Saito			
	5,222,134	6/1993	Waite et al.			
Lit. 1	5,265,065	11/1993	Turtle			
	5,267,314	11/1993	Stambler			
	5,282,247	1/1994	McLean et al.			
	5,283,828	2/1994	Saunders et al.			
	5,341,429	8/1994	Stringer et al.			
Lit. 1,3	5,361,399	11/1994	Linguist et al.			
	5,365,591	11/1994	Carswell et al.			
	5,394,559	2/1995	Hemmie et al.			
	5,400,403	3/1995	Fahn et al.			
Lit. 2	5,404,505	4/1995	Levinson			
Lit. 1	5,418,948	5/1995	Turtle			
Lit. 1	5,488,725	1/1996	Turtle			
Lit. 1	5,506,984	4/1996	Miller			

	5,509,070	4/1996	Schull			
	5,510,992	4/1996	Kara			
	5,524,073	6/1996	Stambler			
Lit. 1	5,528,490	6/1996	Hill			
	5,530,751	6/1996	Morris			
	5,534,857	7/1996	Laing et al.			
Lit. 1	5,543,789	8/1996	Behr et al.			
	5,555,303	9/1996	Stambler			
Lit. 1	5,555,407	9/1996	Cloutier et al.			
Lit. 1	5,559,936	9/1996	Poulter et al.			
	5,625,690	4/1997	Michel et al.			
	5,646,998	7/1997	Stambler			
Lit. 1	5,668,592	9/1997	Spaulding			
Lit. 1	5,668,950	9/1997	Kikuchi et al.			
	5,677,953	10/1997	Dolphin			
	5,682,318	10/1997	Kara			
Lit. 1,3	5,694,546	12/1997	Reisman			
	5,697,844	12/ 1997	Von Kohorn			
	5,754,646	5/1998	Williams et al.			
	5,774,886	6/1998	Kara			
	5,778,076	7/1998	Kara et al.			
	5,784,609	7/1998	Kurihara			
	5,793,302	8/1998	Stambler			
	5,812,929	9/1998	Tsutsui et al.			
	5,818,911	10/1998	Kawashima			
	5,870,474	2/1999	Wasilewski et al.			
	5,875,108	2/1999	Hoffberg et al.			
	5,887,065	3/1999	Audebert			
Lit. 1,3	5,887,243	3/1999	Harvey et al.			
	5,899,998	5/1999	McGauley et al.			
	5,936,541	8/1999	Stambler			
	5,970,471	10/1999	Hill			
	5,974,148	10/1999	Stambler			
Lit. 1	6,044,365	3/2000	Cannon et al.			
	6,055,314	4/2000	Spies et al.			
	6,097,816	8/2000	Momiki et al.			
Lit. 1,3	6,125,388	9/2000	Reisman			
	6,209,142	2/2000	Hill			
	6,233,568	5/2001	Kara			

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	6,600,908	7/2003	Chan			
	6,609,202	8/2003	Chan			
	6,665,797	12/2003	Keung			
	6,766,140	7/2004	Chan			
	6,772,344	8/2004	Chan			
	6,789,198	9/2004	Chan			

#### FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION (YES/NO)
Lit. 2	93/09631	5/1993	WIPO			

#### OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

Lit. 1	"Automatic Hypermedia Link Generation"; IBM Technical Disclosure Bulletin; Vol. 35; No. 1A; pp. 447-48; June 1992 (JOINT 003687 to 003689).
Lit. 1 Reexam	"CD-Rom With Baseball Daily Online To Hit Stores as Microsoft Home's First Complete Sports Software; Comprehensive, Multimedia Guide to America's Favorite Pastime Is an Official Publication of Major League Baseball"; Business Wire; June 10, 1994 (JOINT 003665 to 003668).
Lit. 1	"CompuServe Incorporated and Metatec Corporation Announce Strategic Alliance"; PR Newswire; September 20, 1993 (JOINT 003789 to 003790).
Lit. 1	"CompuServe Releases CD"; Newsbytes; June 3, 1994 (JOINT 009893 to 009894).
	"Connect with Nautilus CD"; June 1994.
	"Creating the Hypertext Cluster"; March 21, 2002 (fourteen pages).
Lit. 1	"Database Management"; MacUser; Vol. 8; No. 13; p. 103; January 1993 (JOINT 003767 to 003772).
	"Dialog OnDisc Links: CD-ROM and Online Providing a Complementary Service"; Library Micromation News; No. 24; pp 11-16; June 1989.
	"First International Conference on the World-Wide Web"; May 25-27, 1994 (ten pages).
Lit. 1	"FT adds features, loses manager"; Information World Review; No. 84; September 1993 (JOINT 003701 to 003703).
Lit. 1	"Fully Digital GML based Authoring and Delivering System for Hypermedia"; IBM Technical Disclosure Bulletin; Vol. 35; No. 2; pp. 458-463; July 1992.
	"Getting Multimedia From a Kit"; Smart Computing; Vol. 4; issue 5; May 1993 (eight pages).
	"History of Ovid Technologies"; February 5, 2002 (three pages).
Lit. 1	"How money programs compare"; SJM News, p. E4; October 1994 (JOINT 010810).
Reexam	"Library for Psychiatrists; American Psychiatric Press Inc.'s CD-ROM Library"; Information Today; Vol. 10; No. 6; p. 30; June 1993 (two pages).
Lit. 1	"Local Area Network Program Distribution Facility"; IBM Technical Disclosure Bulletin; Vol. 33; No. 5; pp. 169-71; October 1990 (JOINT 003695 to 003698).
Lit. 1	"Microsoft CD-ROM Yearbook: 1989-1990"; Microsoft; pp. 163-170; 1990 (JOINT 5390 to 5400).
Lit. 1	"Microsoft Continues Home Momentum With Nine New Products; Showcases New Products and Previews First Online enhancement to CD-ROM Product"; Business Wire; March 1, 1994 (JOINT 003660 to 003664).



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Lit. 1	"Reviews/Products Comparison"; InfoWorld; p. 86; December 7, 1992 (JOINT003704 to 003727).
Lit. 1	"S&P And Dialog Introduce Company Information On CD-ROM; Standard & Poor's Corp., CD-ROM Disc"; Information Today; Vol. 5; No. 6; p. 22; June 1988 (JOINT 003699 to 003700).
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Lit. 1	Apple Computer, Inc.; AppleLink 6.1 and related documentation; June 1991 (JOINT 001169 to 001767).
Lit. 1	Apple Computer, Inc.; File Folder - PR 125 A112; Letter and Encrypted Software Distribution and Vending Agreement; (JOINT 009184 to 009215).
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Lit. 1	Bain, G. Donald; "Pinpointing Differences between Atlas Pro, Map Info."; MacWeek, Vol. 6; March 9, p. 32; 1992 (JOINT 003651 to 003652).
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Lit. 1	Barr, Christopher; "On-line to Tomorrowland"; PC Magazine; p. 30; January 25, 1994 (JOINT 003653).
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	Bermant, Charles; "Enhanced CD's Promise to Redefine 'Liner Notes'"; New York Times; December 11, 1994 (three pages).
Lit. 1	Bond, Helen; "Banks hope their customers plug in to on-line bill paying"; The Dallas Morning News; September 18, 1994 (JOINT 010811).
	Bower, Gail L.; "CD-Rom, EDI, and POS: Powercom-2000"; CD-ROM Professional; pp 117-121; July/August 1994.
	Branstetter, Douglas; Deposition transcript; August 2003.
	Brown, C.; "Net 286 Gazette Online Magazine"; No. 1.05; September 25, 1993 (thirty-three pages).
Lit. 1	Bryant, Gayle; "Combining Online and Disc"; Online & CD-ROM Review; Vol. 17; No. 6; pp. 386-98; December 1993 (JOINT 003656 to 003659).
Lit. 1	Burrill, William; "You Can Be the Manager with These Baseball Games"; Toronto Star, sec. LIFE; p. F4; (Earl Weaver Baseball) August 31, 1991 (JOINT 7898 to 7900).
Lit. 1	CCH Access and related documentation and video; CCH, Inc.; 1993 (JOINT 7758 to 7854; 7958).

Lit. 1	CompuServe CD-ROM documents; 1994 (JOINT 009899 to 009910, 009912, 009913, 009915 to 009923).
Lit. 1	CompuServe documents; August 13, 2002 (JOINT 009887 to 009888).
Lit. 1	CompuServe Magazine; July 1994 (JOINT 010743 to 010747).
Lit. 1	CompuServe Magazine; May 1994 (JOINT 010748 to 010749).
Lit. 1	CompuServe screenshots; September 19, 2003 (JOINT 011139 to 011145).
Lit. 1	CompuServe; CompuServe CD (CCD) and related documentation; May 1994 (JOINT 7880).
Lit. 1	Dialog Corp.; Dialog on Disc and related documentation; January 1993; (JOINT 7739 to 7751).
Lit. 1	Enbysk, Monte; "Banking at home; New software gives access via computer"; Journal American; February 11, 1994; (JOINT 010822 to 010823).
	File History of U.S. Patent No. 5,157,783 to Anderson et al.; issued October 20, 1992 (West) (JOINT 00143 to 00605).
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Lit. 2	Gecsei, Jan; "The Architecture of Videotex Systems; Prentice-Hall Inc.; ISBN 0130447765; 1983.
	Germain, Joseph; "Citations from Engineering Index: EIX"; January 28, 2002 (ten pages).
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Lit. 1	Griffith, Cary; "The Federal Register on CD-ROM"; Information Today; Vol. 9; No. 11; pp. 32-34; December 1992 (JOINT 003682 to 003686).
Lit. 1,3	Hayes, John P.; "Computer Architecture and Organization"; pp. 398-421; January 1988.
Lit. 1	Jacso, Peter; "Compuserve does CD-ROM; Product Announcement"; Information Today; October 1994 (JOINT 009895 to 009897).
	Johnson, Chris; "Gatekeeper and Mosaic" (three pages).
Lit. 1	Keizer, Gregg; "Digital Dollars & Silicon Cents"; PC Magazine; pp. 235-244; January 25, 1994 (JOINT 003731 to 003736).
Lit. 1	Keizer, Gregg; "MECA's Managing Your Money Breaks Into the Windows Market"; PC Magazine; Vol. 13; No. 12; p. 37; June 28, 1994 (JOINT 003728 to 003730).
Lit. 1	Keizer, Gregg; "Money Matters; PC Personal-Finance Packages"; Computer Shopper; August 1994; (JOINT 010813 to 010819).
Reexam	Kobielus, James; "Look Before Leaping Into Internet Electronic Commerce"; Network World; p. 32; February 28, 1994 (three pages).
Lit. 1	Kristof, Kathy; "Breathing new life into home banking; Computer, TV and phone hookups are new ways of visiting the teller's window"; Chicago Tribune; January 4, 1994 (JOINT 010824).
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Lit. 1	Lietzke, Ron; "On-line information Goes Off-Line, Too"; Columbus Dispatch; June 3, 1994 (JOINT 009889 to 009890).

Lit. 1	Litigation materials from Case No. C 02-2878 (VRW), including Intuit Inc.'s Preliminary Invalidity Contentions (one page); Electronic Art Inc.'s Preliminary Invalidity Contentions (two pages); "Exhibit B" Prior Art Bibliography (four pages); and Intuit/EA/Symantec Prior Art tables (fifteen pages).
Lit. 1	Liu Cricket et al.; "Managing Internet Information Services"; O'Reilly & Associates, Inc; pp. 279-298; December 1994.
Reexam	Louderback, Jim; "One man's mission: a CD ROM Drive in Every PC"; PC Week; vol. 9; No. 22; p. 70; June 1992 (two pages).
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Lit. 1	Marcus, John; "Wilson Business Abstracts on CD-Rom for the Corporate Library"; <i>Database</i> ; Vol. 17; No. 3; pp. 52-55; June 1994 (JOINT 003776 to 003780).
Reexam	Marshall, Patrick; "Multimedia Software; Microsoft Knows Multimedia and Flaunts it with Encarta CD-ROM"; InfoWorld; p. 113; April 9, 1993 (two pages).
Lit. 1,3-	Mascha, Michael et al.; "Interactive Education: Transitioning CD-ROMs to the Web"; (Virtual Chimps); May 25-27, 1994.
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Lit. 1	McManus, Neil; "CD-ROM, online hybrids; compuServe's CompuServe CD"; August 8, 1994 (JOINT 009885 to 009886).
Lit. 1	Microsoft; Microsoft Complete Baseball (Complete Baseball) and related documentation (with videos and CD disks); May 1994; (JOINT 5027 to 5302; 5321 to 5389; 5401 to 5671; 6311 to 7519; 7540 to 7730; 7874, 7879, 7882 to 7888, 7890 to 7894, 7953 to 7957).
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Lit. 1	Murray, Rink; "Earl Weaver Baseball II; Software Review; one of four baseball simulation games reviews in '386 Down the Power Alleys"; PC Magazine; Vol. 11; No. 8; p. 493; April 26, 1992 (JOINT 7903 to 7904).
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Reexam	Nickerson, Gordon; "WorldWideWeb"; Computers in Libraries; Vol. 12; No. 11; p. 75; December 1992 (six pages).
	Nielsen, Jakob; "Hypertext and Hypermedia"; 1993 (ten pages).

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